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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

BRYCE LESLIE STEWART,

Plaintiff,

v.

FRANMARA, INC.,

Defendant.

Case No. CV13-03211 HRL

**STIPULATION TO STAY ACTION AND
~~PROPOSED~~ ORDER THEREON**

Plaintiff, Bryce Leslie Stewart, acting through his counsel of record, Gregory J. Thwaite, and Franmara, Inc., defendant, acting through its counsel of record, Noland, Hamerly, Etienne, & Hoss, do hereby agree and stipulate as follows:

1. Plaintiff has filed this action for the enforcement of foreign judgment on July 11, 2013;
2. Defendant has filed its answer herein on August 13, 2013;
3. Defendant has applied to the court in New Zealand to set aside the New Zealand judgment forming the subject matter of this action;
4. Wherefore, plaintiff and defendant have agreed that all parties will be better served seeking a stay of this action pending a ruling from the New Zealand court on the set aside motion;

Therefore, it is hereby stipulated by and between counsel for plaintiff and defendant that this matter be stayed until December 1, 2013.

1 Dated: October 2, 2013

LAW OFFICE OF GREGORY J. THWAITE

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3 By /s/ Gregory J. Thwaite
4 Gregory J. Thwaite
Attorneys for Plaintiff Bryce Leslie Stewart

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6 Dated: October 2, 2013

NOLAND, HAMERLY, ETIENNE & HOSS
A Professional Corporation


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9 By /s/ Michael Masuda
10 Michael Masuda
Attorneys for Defendant FRANMARA,
11 INC.

NOLAND, HAMERLY, ETIENNE & HOSS
ATTORNEYS AT LAW
SALINAS, CALIFORNIA

~~PROPOSED~~ ORDER

THE PARTIES' COUNSEL HAVING STIPULATED TO STAY THE ACTION UNTIL
DECEMBER 1, 2013, IT IS SO ORDERED.

Dated: October 11, 2013



U.S. DISTRICT COURT ~~JUDGE~~
MAGISTRATE JUDGE
HOWARD R. LLOYD

NOLAND, HAMERLY, ETIENNE & HOSS
ATTORNEYS AT LAW
SALINAS, CALIFORNIA